

# Weather Forecast

Mostly clear tonight with lowest about 48. Tomorrow fair and cooler. (Full report on Page A-2.)

Temperatures	
Midnight 58	8 a.m. 56
4 a.m. 57	10 a.m. 56
6 a.m. 57	11 a.m. 60
	2 p.m. 65

Late New York Markets, Page A-17.

# The Evening Star

WITH SUNDAY MORNING EDITION

## Guide for Readers

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# REALTY COVENANTS RULED UNENFORCEABLE

## House Committee Backs Draft, 28 to 5, After Hearing Forrestal; Floor Action Likely Next Week

18-to-30 Registration, 19-to-25 Induction Ages Provided

By Robert K. Walsh

The House Armed Services Committee today approved, 28 to 5, a peacetime draft bill requiring registration of men from 18 through 30, with possible induction of those 19 through 25. The vote came in open session after five members tried unsuccessfully to have a closed meeting or to delay action until after the Senate Armed Services Committee votes on a proposed merger of the selective service and universal military training.

The House measure, increasing the manpower ceiling for the Armed Forces from 1,224,000 to 2,260,000, and permitting the Air Force to expand to 70 groups, probably will be debated in the House early next week. Committee Chairman Andrews said.

**Forrestal Urges Controls.** Before the committee voted, Secretary of Defense Forrestal told the members he considered the bill "excellent." He also urged Congress to enact immediate emergency authority for stockpiling scarce raw materials and for applying priorities to assure essential production of military equipment.

Secretary Forrestal said the controls need not be invoked at once, but that no time should be lost in passing legislation authorizing such moves when necessary.

When Representative Vinson, Democrat of Georgia, ranking minority member, moved to report out the bill, Representative Clason, Republican of Massachusetts, moved to go into executive session.

The voice vote blocked his motion, but Representative Van Zandt, Republican of Pennsylvania, moved to put off the vote until the Senate committee acted on the proposed compromise measure to consolidate selective service and military training by drafting of 161,000 18-year-olds for one year of training, and 190,000 men between 19 through 25 for two years' service.

**Two Years' Regular Service.** The bill approved by the House committee today deals only with selective service. It would draft for two years' service in the Regular Forces. Last July the House committee approved a UMT bill, but the House Rules Committee has never cleared it.

The Van Zandt motion to delay the vote on the bill was defeated 28 to 5. Besides Mr. Van Zandt, those who voted for it were Representatives Clason, Bishop, Democrat of Illinois; Thildin, Republican of Massachusetts; and Haverener, Republican of California.

On the vote for the bill, the five who voted against it were Representatives Short, Republican of Missouri; Hebert, Democrat of Louisiana; and Bishop, Philbin and Haverener.

Much of Secretary Forrestal's replies to committee questions dealt with the possible effect of military defense expenditures on the national economy. It was in this connection that Mr. Forrestal said: "I believe it is absolutely necessary to have emergency limited control authorization now."

**No Figure on Total Cost.** When various members attempted to pin him down on possible additional spending to put the proposed draft into operation, equip extra Army divisions and, at the same time give military aid to some European countries, Secretary Forrestal said he knew of no specific estimate for such foreign aid. He estimated the draft system would cost more than \$2,000,000,000 during the first year with perhaps an equal amount later for necessary equipment.

Secretary Forrestal began his testimony by saying that the need for strengthening the national security is so immediate and imperative that he will "work for the best legislation that seems to have a practical opportunity of being enacted at this session."

The safety of the country requires that the draft be restored at once to augment the armed forces, he declared.

**Suggests Deferring Scientists.** The draft bill would be better, he said, if it authorized deferment of persons in scientific and technical study. This was suggested (See DEFENSE, Page A-6.)

## Freighter Reported Afire 15 Miles Off Hatteras

By the Associated Press

NORFOLK, Va., May 3.—The American freighter Shell Bar reported today she was afire off Diamond Shoals Lightship, about 15 miles off Cape Hatteras.

A message received at Coast Guard headquarters shortly before 10 a.m. said the 3,805-ton vessel had "uncontrolled fire in holds 1 and 2."

The cutter Ingham was ordered to go to her assistance from Norfolk. The Shell Bar carries a crew of 35.

A Government-owned vessel chartered by the United Fruit Co., the Shell Bar left New York last Saturday for Havana, Puerto Cortez and Puerto Barrios. Officials said she carried a general cargo and no passengers.

## Truman Selects Howard Bruce As Deputy to Hoffman in ECA

Baltimore Banker, Industrialist Long Democratic Leader

Howard Bruce, Maryland Democratic leader, was nominated today to be deputy administrator of the Economic Co-operation Administration.

Mr. Bruce, a Baltimore industrialist and banker, was for 14 years a member of the Democratic National Committee from Maryland. He would work under Paul Hoffman, administrator of the agency which handles the European Recovery Program.

Mr. Bruce now is chairman of the board of the Worthington Pump & Machinery Corp. and chairman of the Maryland Dry Dock Co. of Baltimore and a director of numerous other corporations.

During the war Mr. Bruce was director of material for the Army Service Forces. He was credited by General B. Somervell, who commanded the A. S. F., with a major part in developing a proximity fuse which explodes a shell at the proper distance from a target.

For his work he became one of the first four civilians to be awarded the Distinguished Service Medal by President Truman.

His nomination was sent to the (See BRUCE, Page A-6.)



HOWARD BRUCE.

## British Enforce Truce In Jerusalem, Won't Delay Evacuation

Jews Still Insist, in Face Of Denials, That Arabs Have Invaded Palestine

By the Associated Press  
JERUSALEM, May 3.—Jews insisted today, in the face of denials, that Syrian and Lebanese armies have invaded Northern Palestine.

The British rushed soldiers back into the country to deal with what they called a "seriously deteriorated" situation, less than two weeks before the May 15 date they have set to end their rule.

They guarded a new 48-hour truce between Jews and Arabs in the southern Katamon quarter of Jerusalem while they negotiated for a truce to cover the whole city and its Christian, Jewish and Moslem shrines.

The truce, enforced by the Highland Light Infantry, apparently was being respected. Its spirit was evident all over Jerusalem. Not a single shot was heard today from within the city, either in the new or in the old quarters. Sporadic fighting was audible from some outer suburbs.

**No Change in British Plans.** The first British reinforcements were an estimated 1,000 soldiers in full battle dress, who reached Haifa yesterday from Cyprus aboard the troopship Empire Test.

Before that competent sources had estimated British strength in Palestine at 25,000 troops, including skeleton armored and gun forces. The British Army has been shipping out under a pledge to be gone by August 1.

In London the British Foreign Office said the government action in increasing its armed forces in Palestine does not mean any change in its plan to surrender the Holy Land mandate 12 days hence.

A spokesman said the only reason behind increasing British strength in Palestine was to carry out re- (See PALESTINE, Page A-5.)

## New Zealand Volcano Erupts

By the Associated Press

AUCKLAND, New Zealand, May 3.—Witnesses said Mount Ngauruhoe volcano, threw out hot boulders "as big as houses" today. Two mountain climbers had to retreat to safety. One of three volcanoes in the center of the island, Ngauruhoe began to erupt Friday for the first time since 1926. Photographs show no lava overflow.

## Hodge Expects Reds to Proclaim New Regime for All of Korea

By the Associated Press

SEOUL, May 3.—Lt. Gen. John R. Hodge declared today a Communist government for all Korea will no doubt be announced soon by "North Korean stooges of Soviet masters."

The United States Army commander in South Korea in a press statement predicted the announcement will be accompanied by a propaganda statement that it has the approval of all Koreans. Russia occupies North Korea.

Army intelligence reported South Korea observed the May 2nd week end quietly. Cheju Island, off the southern mainland, reported no developments since a three-hour guerrilla attack on the village of Orangi in which six Koreans were killed Saturday. They blamed the violence on Communists seeking to sabotage the May 10 elections in the American zone to set up a Korean government.

## Court Bars Any Action Against D. C. Branch Of University Women

Restrains National Group In Dispute Over Barring Of Colored Members

District Court Justice F. Dickinson Letts today signed a temporary restraining order blocking any effort of the American Association of University Women to oust the Washington branch of the association before May 13.

At the same time, a hearing on a previously filed motion for a preliminary injunction against the national association was set for 10 a.m. May 13.

The emergency legal measure was the latest development in the national-local controversy which began 18 months ago over the refusal of the Washington branch to admit a colored college graduate, Mrs. Mary Terrell, widow of a former municipal court judge, and member of the national association.

The national board had given the Washington group until next Thursday to decide whether it would change its membership rules or be excluded from the national association. In a record vote last week, the local membership voted to stand by its position that it had the right to select its own members.

**Fears Action Against Branch.** In seeking the restraining order, John A. Croghan, attorney for the Washington branch, declared that it "appeared" that the national board would undertake one or more "unlawful acts" on or immediately after May 6 unless restrained.

He said that the national group might exclude the Washington branch from its lawful status as a branch, or deprive more than a thousand members of the branch from enjoying the clubhouse or force the removal of the branch possessions in the clubhouse, shared by the national and Washington groups, at 1634 I street N.W.

He said all these things might happen before the Washington branch could get a hearing on its pending motion for a preliminary injunction.

**Suit to Be Heard in October.** The court order prevents the national association or any one connected with it from taking any of the following steps:

1. Starting any move calculated to exclude the branch as a constituent member of the national organization.

2. Attempting to take the membership of the branch.

3. Starting any move calculated to exclude the branch as a constituent member of the national organization.

4. Starting any move calculated to exclude the branch as a constituent member of the national organization.

5. Starting any move calculated to exclude the branch as a constituent member of the national organization.

6. Starting any move calculated to exclude the branch as a constituent member of the national organization.

7. Starting any move calculated to exclude the branch as a constituent member of the national organization.

## 20 Die, 160 Hurt As Windstorms Sweep 7 States

West Virginia Hardest Hit, With 5 Killed and 65 Persons Injured

By the Associated Press

Tornadoes and violent windstorms whipped across seven States over the week end, killing at least 20 persons and injuring more than 160.

Property damage was estimated in the millions of dollars. West Virginia and Kentucky communities were lashed by tornadoes last night. Twisters hit in Missouri, Oklahoma and Kansas Saturday. High winds and heavy rains occurred in Indiana and Illinois.

The death toll by States: West Virginia, 5; Kentucky, 4; Oklahoma, 5; Missouri, 3; Kansas, 2; Illinois, 1.

In West Virginia, tornado winds ripped through six rural communities near Clarksburg in the northern part of the State. State police reported more than 65 persons were injured.

**Hospitals Fill Rapidly.** West Milford, Lost Creek, Wolf Summit, Mount Claire and Quiet Dell were the communities hardest hit. Highways were blocked and communication lines were down, hampering rescue operations.

Clarksburg hospitals filled rapidly; others were alerted at nearby Fairmont, and all available doctors and nurses in the area were called to duty.

Long lines of automobiles seeking to reach the leveled town of Hupp Hill found U. S. Route 19 blocked by parts of homes wrecked automobiles, trees, and debris from nearby strip-mining operations. Only ambulances, utility and rescue workers and police made their way through.

Three members of one family died in a Clarksburg hospital after being pulled from their wrecked automobile. They were identified as Raymond Aylor, 36, his wife, 26, and 5-year-old Raymond, Jr. They were en route from Clarksburg to Weston where the father is a farm hand.

**Body Identified.** The body of Henry Moore, 74, was identified at a funeral home in Weston. A fifth body of a man remained unidentified in Mount Claire.

Mrs. Maggie Metzgar, 45, who was first reported dead, was still alive in a Clarksburg hospital. Another son of the Aylors, 3-year-old Arthur, escaped with cuts and bruises, as did Raymond, brother Charles, who was riding there.

State police and the Red Cross were convinced all the dead and wounded had been found. But Harrison County Sheriff Harry Carr continued to lead searches through the remains of houses scattered on the mountainsides.

The storm hit about 9 o'clock last night and played hopscotch in the farming and strip coal mining communities surrounding Clarksburg.

The streets of Mount Claire, a town of 200, were typical of the aftermath. Furniture littered the streets, and high in the branches of a tree was the body of an automobile.

**House Blown Off Feet.** The home of Mrs. Minnie Bickert, 66, of Quiet Dell, was picked up and carried 40 feet to the edge of a highway, where it landed intact. The elderly woman suffered a broken shoulder.

A 240-pound farmer told of being blown 90 feet. "I was asleep when my wife heard the roar and awakened me," he said. "When I tried to open the kitchen door the house was blown away."

Utility workers joined the rescuers to repair power and telephone lines which went out of service. They had to pick their way through long lines of automobiles filled with the curious.

Rains in the tornado's wake brought a new threat of floods and some streams in the area already were seeping over roads.

**Damage Is Heavy.** There was no official estimate of the damage yet, but some expected it to approach the \$1,000,000 cost of a twister June 23, 1944, which killed 100 persons in and around Shinnston, about 10 miles north of here.

The tornado played leap frog around Clarksburg, striking almost within the suburbs. About 30 persons remained in Clarksburg hospitals today.

One of the most seriously hurt was Mrs. Goldie Daugherty, 42, of (See TORNADOES, Page A-5.)

## Prices on Nonessentials Are Frozen in Britain

By the Associated Press

LONDON, May 3.—A price freeze on virtually all nonessential British consumer goods at the December-January level went into effect today.

The Board of Trade announced the move February 13 to hold down profits and prices as compensation for a wage freeze previously ordered to combat inflation.

Only nonessential consumer goods not affected are jewelry, books, newspapers and tobacco. Food and essential goods already were under strict price control.



## Margarine Tax Repeal Strikes Parliamentary Snag in Senate

Vandenberg Suggestion for Bringing Vote on Procedure Meets Objections

BULLETIN

The Senate put off until its next legislative day—probably tomorrow—a decision on the fate of the oleomargarine tax repeal bill. The delay came at the end of a long parliamentary discussion over procedure in the Senate on bills coming from the House.

**By Chalmers M. Roberts**

The House-approved oleomargarine tax repeal bill came up in the Senate today and immediately ran into a parliamentary snarl.

Senator Vandenberg, Republican of Michigan, as presiding officer, said he would make a ruling on whether the bill should go to the Agriculture or Finance Committees and then invite a Senate vote on this decision.

But before he could announce his decision, several Senators objected even to making the decision at this time.

Senator Fulbright, Democrat of Arkansas, an oleo margarine supporter, wanted the bill placed on the Senate calendar at once and a parliamentary discussion on this procedure began.

Senator Fulbright pointed out yesterday that an identical bill which he introduced in the Senate was referred to the Finance Committee by Senator Vandenberg.

Parliamentarians, searching the record books for precedents, discovered that the same issue was fought on the Senate floor in 1886, when the first margarine taxes were enacted. At that time the Senate itself voted 22 to 21, to send the bill to Agriculture.

Senator Vandenberg has made it (See OLEOMARGARINE, Pg. A-6.)

## Federation President Asks Citizens' Groups To Aid Gaming Probe

Connaughton Urges Units To Get in Touch With Fay On Assistance Needed

A call for citizens' groups throughout the city to "co-operate to the fullest extent" with the United States Attorney in the special grand jury investigation of Washington's gambling racket was issued today by John H. Connaughton, president of the Federation of Citizens' Associations.

Mr. Connaughton said he plans to call a special meeting of the Federation's police and fire committee in the next few weeks to consider the gambling probe. The committee, he said, will make formal recommendations to the federation.

In the meantime, the federation president proposed that citizens' groups get in touch with United States Attorney George M. Connaughton to find out how they can best co-operate.

"I recommend that citizens' groups throughout the city ascertain from Mr. Fay what he would like to have them do and accede to his requests wherever it is possible to do so," Mr. Connaughton said.

He explained that he believed neighborhood groups could be helpful in observing suspicious activities and supplying wanted information.

## 2 Home-Rule Changes Approved as House Committee Nears Vote

One Amendment Expands Joint District Group; Other Revisions Delayed

By Don S. Warren

Two important changes in the Auchincloss bill for limited Washington home rule were adopted today by the House District Committee as it neared a final vote on the charter measure.

One of the changes written into the bill at today's executive session would enlarge the membership of the proposed Joint District Committee from 16 to 24. Another would leave the retirement deductions from the pay of police and firemen at 3.5 per cent instead of raising it to 6 per cent which, beginning July 1, is to be the standard for Government workers generally.

A new question will be subject to action at tomorrow's meeting. This will be a proposal to set up a literacy test as a qualification for the privilege of voting in city elections. A suggestion to this end was made today but action was deferred.

**Literacy Test Rejected Earlier.** The question of a literacy test was raised several times during the drafting of the plan for an elected and reorganized District Government. It was rejected as a part of the Auchincloss plan a number of reasons, one being that the District is credited with having a relatively high level of literacy in comparison with the States.

Other questions scheduled for action tomorrow ahead of the final vote on a motion for a favorable report of the measure include:

1. The "dual voting plan," under which persons living here from year to year, though claiming domicile back home, would have a measure of voice in the city government where they actually live. These residents would not be qualified for any elective District office. There will be a move to strike this provision, however, because of the novelty of a person having a vote in two places.

2. The proposed fiscal formula to regulate the size of the Federal payment toward District expenses. This places the formula at 14 per cent of the total tax revenues of the District, to be applied against the next year's budget, but subject to an arbitrary ceiling of \$15,000,000.

Chairman Dirksen said a number of other items of lesser importance also awaited committee action. One (See HOME RULE, Page A-6.)

## Vandenberg Overrides Overton On Challenge of Daylight Time

DAYLIGHT SAVING TIME goes into effect in District area, Pg. B-1.

Senator Overton, Democrat of Louisiana, arch foe of daylight saving time, today failed in an effort to obtain a ruling that the Senate was not legally in session when it convened at noon daylight time.

His point of order was overruled by Senator Vandenberg, president pro tem of the Senate.

The Louisiana Senator contended that under the law and the rules of the Senate the body was not legally in session. He pointed to a law of 1918 which established standard time for the various zones in the United States. He insisted that the District Commissioners could not control the time of the Senate's meeting.

In his ruling that the Senate was legally in session, Senator Vandenberg pointed out that the Senate last year opened under daylight saving time. He said the Senate itself had passed the District daylight saving bill less than six days ago which authorized the Commissioners to advance the clocks here by one hour.

The Commissioners, he added, had issued an order promulgating daylight time as "the standard time for the District of Columbia."

When the Senate recessed Friday, Senator Vandenberg said, it adopted unanimously a motion by the acting Republican leader, Senator Wherry, of Nebraska, that the Senate recess "to 12 o'clock noon Monday," as contended by the Louisiana Senator.

## High Court Bars Action in State Or U. S. Courts

6-0 Decision Upholds Rights of Colored Property Owners

By the Associated Press

The Supreme Court ruled, 6-0, today that restrictive real estate agreements which bar colored persons from all-white neighborhoods cannot be enforced by State or Federal courts.

Chief Justice Vinson wrote two opinions upholding in full the rights of colored property owners. One opinion dealt with State court actions, the other with Federal court cases.

Justices Jackson, Reed and Rutledge took no part in the case, joining with Chief Justice Vinson were Justices Black, Frankfurter, Douglas, Murphy and Burton.

The six justices at the same time refused to declare that such restrictive agreements are themselves invalid. Justice Vinson wrote that so long as the agreements are voluntarily adhered to, without enforcement assistance by Federal or State courts, they violate no law.

In the case of State courts, Justice Vinson said the "historical context in which the 14th Amendment became a part of the Constitution" must not be forgotten.

**Property Interests Limited.** The amendment was adopted shortly after the Civil War. Justice Vinson said:

"Whatever else the framers of the Constitution sought to achieve, it is clear that the matter of primary concern was the establishment of equality in the enjoyment of basic civil and political rights and the preservation of those rights from discriminatory action on the part of the State based on consideration of race or color."

"The Constitution confers upon no individual the right to demand action by the State which results in the denial of equal protection of the laws to other individuals. And it would appear beyond question that the power of the State to create and enforce property interests must be exercised within the boundaries defined by the 14th amendment."

**Considered Since January.** Since mid-January the Supreme Court has had under consideration the two cases from the District and one each from St. Louis and Detroit. Oral arguments, including those of Solicitor General Philip C. Perlman outlining the Justice Department's opposition to covenants, were heard January 15 and 16.

Issues in the four cases were essentially the same. The types of covenants differed somewhat and the legal attacks on the District property restrictions contained special arguments on Federal jurisdiction and the "attitude of Congress."

Covenants in the District cases, affecting lots in the 100 block of Bryant street N.W., are not limited to time. In Earl Branch, the District case, the covenant was established originally in 1906, is a written ban on sale to or ownership by colored people. The ban also provides \$2,000 penalty for such sales.

**Four Lots Involved.** Petitioners who sought to break the covenants were James W. and Margaret I. Hurd, Donald C. Ingham, Robert H. and Isabella J. Rowe, Herbert B. and Georgia N. Savage, and Paul B. Stewart. Respondents were Frederic E. and Lena A. Hodge, Pasquale and Victoria De Rigo, Constantino and Mary Marchant, and Balduino and Margaret Giancola.

Mr. Uricolo, a white real estate dealer, sold three of the covenanted lots in 1945 to Negroes. A property owner in the covenanted area sold another lot to Mr. Hurd who claimed in court he was a Mohawk Indian.

Mr. Hodge and others asked District Court to void the sales, order the buyers to vacate the property, and permanently enjoin Mr. Uricolo and others from conveying any of the covenanted lots to colored people.

Justice F. Dickinson Letts in District Court decided in favor of the (See COVENANTS, Page A-6.)

## Late News Bulletins

Maryland Fares Frozen

A court order forbidding the Capital Transit Co. to make any change in fares on Maryland lines until after a hearing May 20 was issued today by the Supreme Bench of Baltimore. Chief Judge W. Conwell Smith temporarily restrained the Maryland Public Service Commission from enforcing its order for a 3-cent rate for school children, and restrained the company from applying the new rate of 5 cents for each 1½-mile zone outside the District, which was to have become effective Sunday.

## Movie Case Reopened

The Supreme Court reopened today the question of whether motion picture companies should be required to dispose of their hundreds of movie theaters. A 7-to-1 decision sent back for new proceedings in District Court the Government's antitrust case against the five top producers and a long list of other producers and distributors.